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Ten Indicted

Federal Inquisitors Return True Bills----Holt's Legal Battle **Begins**

Another batch of indictments were that were instituted sometime ago by

Grace with murder in the second de gree for the slaying of Watchman Mahu at Watertown, was returned by plead guilty to a charge of murder in Jury in finding the true bill, charging the second degree on instructions received by Breckons from the Department of Juztice which he fully informed of the circumstances of the case.

Indictments were also returned against Y. Kubbyama for violations indictment and had a large number of

of the provisions of the Edmunds Act; Leva Hing, On Young Fau Lo Tim and Ou Ying Hing in connection with

returned by the United States Grand the United States authorities.

Jury this morning as a result of their deliberations on the cases submitted to their consideration by United States to their consideration by United States authorities.

An indictment charging Anderson that was returned by the Territorial Grand Jury against former tax assessor James Holt. The attorney Breckens. neys representing Holt were W. A. Kinney M. F. Prosser and Humphreys and the argument for the quashing of the Grand Jury and Grace was arraign—the indictment was directed at the as-ed before Judge Robertson and sen-sumption that there was irregularity tence continued. Grace is allowed to in the procedure adopted by the Grand

authorities at hand in support of his argument.

Four indictments were placed upon

ISENBERG, PARKER, PAVING CONTRACT BROWN, SENATORS

Political Talk Of Business Contention Raised That Men-Quinn and Lane, Harvey

Among the political forecasts or the season is a combination for the nominations for Senator on the Re-

nomination would be a strong guar autee for the success of the party they represent. Furthermore, it is not likely that their nomination would raise any serious factional

One objection may be raised at the outset, however, because they are all from the Fourth District. According to the program of voluntary di-vision that has been carried out from time to time, the Fourth District is entitled to but one Senator his year. and the Fifth to two. This is, of course, an arbitrary understanding of the political workers, and it is possible that the Fifth District may waive its rights under the old agree-ment, if it gets added representation on the county ticket.

Quinn and Lane.
One of the recent developments of the situation is the report that Jin Ouinn is to make his canvass for the nomination for Mayor conditional on the success of John Lane. Lane fall and the combination of three break the backs of all as it did last year, Quinn is said to be it line for the position of dark horse Quinn's statement on this arrange ment has not been heard.

Fool's Paradise Talk.
One of the interesting features o the present situation is the conjec-tures that have been offered to explain the presentation of Frank Har vey's name for the post of Delegate, to run against Kuhio. Everyone who knows anything of politics know that Harvey is a hold-over Senator, and as he intends to stay in politics. he and his party would be very foolish to jeopardize this certainty for the great uncertainty of a run for Delegate against Kuhio.

pure invention brought into the discussion at this time for the pur- by the occupants of the Fool's Parapose of possibly promoting the cam- disc Thurston is running.

Bids. Were Not **Offered**

Mayor Joseph J. Fern has thus far declined to sign his name to a con-tract which will award the work of laying a bitulithic pavement on that

publican ticket. One of the lists proposed among business men carries the names of D. P. R. isenberg, Samuel Parker and Cecil Brown.

This is presented as one of the strongest vote-pulling tickets that the Republican party could possibly put up. The men named are old hands at politics; they have served in various capacities and their worth is unquestioned, and their was presented by Supervisors Quinn worth is unquestioned, and their was presented by Supervisors Quinn and this is the document which His

Mayor Fern has been looking into the legal status of the proposed contract with the paving company and its local representative. The contention has been raised that according to the power granted by the present charter of the city and county of Honolulu all improvement work costing over

all improvement work costing over five thousand dollars can only be or-dered through competitive bids.

The paving of Fort street will cost in the neighborhood of seventeen thou-sand dollars. This figure is of sufficient magnitude to bring the letting of the contract to the highest bidder and in the case of Fort street no such pro-ceeding was energed.

ceeding was enacted. It is possible that with Mayor Fern's interpretation of the law, he may de cline to sign the contract with J. J. Gilman and in which case the paying proposition will again revert to the supervisors for disposal.

WAIT NEW PRICE FOR RAW SUGAR

All the stock buyers and sellers want a new quotation for centrifugals before they are willing to become ex-This is obvious from a perusal stock sheet. Advance in beet quotations has no effect on the mar-

Hawalian Commercial sold on the board at 41.25, a slight advance. Oahu dropped off another eighth although it is represented on the stock sheet as closing at 37.50. Hawaiian Pineapple s sagging and Ewa sold at 33.75. The Stock Exchange will celebrate Good Friday by taking a vacation.

RIII I STIN AND DAY ************* The facts are so patent that the paign of the prohibition people. But The penalty for the offense is a suggestion of his name is clearly a just how it can do this is a great not less than amount of the lice question that might be solved only

By Grand Jury Calls For Straus

CONSTANTINOPLE, Mar. 24. Ambassador Oscar Straus left here today for Cairo, where he will meet ex-President Roosevelt. Mr. Straus stated before his departure that he was going to Cairo in response to a roquest from Mr. Roosevelt. He was Secretary of Commerce and Labor in the Roosevelt Cabinet.

Pension Bill Passes House

(Special Bulletin Cable.) WASHINGTON, D. C., Mar. 24.-The pension appropriation bill, car-rving \$156,000,000 for pensions and the abolishing of eighteen subagen cies, passed the House today.

Foreign Affairs UNBER HEA

WASHINGTON, D. C., Mar. 24.— Senator Foster of Vermont was to-day appointed chairman of the Sen-ate Committee on Foreign Affairs.

With Dynamite

Eight men were injured here today by the explosion of a dynamite bomb under a police patrol wagon. It is believed to be the work of strikers or their sympathizers.

Honor is at present withholding his sympathetic strike of other workers signature. than the street railway men is disintegrating.

Sugar

SAN FRANCISCO, March 24.— Beets: 88 analysis, 14s. 71-2d.: parity, 5.12c. Previous quotation, 14s. 73-4d.

WARRANT FOR

Filipino Without License

a warrant was issued for the arrest of a bilipino named Lazario, who has been engaged in the business of recruiting his count men for jobs on the mainland. The man has no license, which would cost \$500 and consequently is illegally at work ly is illegally at work

It is illegally at work.

I Lazario is said to have dispatched sentations prior to that district Filipinos by the last Alameda posing upon the public. Two sets of authorized another big batch ready to send for now in the field: Thos ward on the next steamer.

by the Social Survey, The warrant was sworn to by A. M.

Brown this afternoon and Judge An-drade signed it. Captain Harry Lake is now looking for the recruiter and will probably locate him before long. The penalty for the offense is a fine

BULLETIN ADS PAY

If know the sugar transportation is
If contracts as regards the future of it
If the eastern freights are hanging it
If on the result of some understand it
If ing that may be reached between it
If Captain Mation of the Matson it
Navigation Co., and Mr. Dear it
born of the American-Hawaiian it
Company.

If was reported this noon that it
If these gentlemen had not got to it

these gentlemen had not got to # gether and there was no imme-# diste indication that they would

Chile and Peru

(Special Bulletin Cable.)
WASHINGTON, D. C., Mar. 24—
hile and Peru are again on the WASHINGTON. D. C., Mar. 24—Chile and Peru are again on the verge of war. The Peruvian Charge d'Affaires hurriedly left Santiago, depositing the Peruvian archives with the American Legation for safe keening. The trouble between the two countries has been augmented the peruvian of the Peruvian by the expulsion of two Peruvian priests named Tacni and Arica from Chile.

Foster Head Of CLIFF MEETS AWAY

General John McClellan, writing n a personal letter of his trip to the volcano, under date of March 21, says: "I have had a satisfactory visit to the volcano several evenings and the display in the pit was the finest I have ever seen there.

"But this afternoon, desiring to-see the new road, several of us took an auto and drove to the end of the new road and then, as the day was fine, we walked across to the pit and were rewarded by a most unusual and magnificent sight.

"A large mass of rock had fallen down from the shelf in the pit, and to the right of this and just opposite the Rest House, the bluff was melting away and the face of it was a mass of fire about sixty feet high. Great masses of rock above were undermined by the fire and lava, and rolled down with a great splash into the flowing lava in the bottom of the pit, sending up rountains of fire. "The front of the cliff looked like waterfall of glowing lava, and at the Rest House the heat burned our

"It seemed as though the whole cliff was being eaten away by the tremendous heat inside, and it will probably all be swept into the pit

LABOR RECRUITER CANVASSERS PLAY Police Are Searching For GAME ON PEOPLE AS RUSSIANS SEE FAKE CENSUS MEN

Information has been received at This afternoon at one-thirty o'clock the Census Office to the effect that trict are representing themselves as census agents.

The enumeration of population does not begin until April 15th, and

Four agents are gathering statis-tics of manufacturers. Dese are who are expected to be released on Messrs. Walter C. Weedon, W. E. Saturday. Shaw, Wong Tin Look and Y. Mikami. These will be the only agents the Russians are steadily going up employed in field work prior to the. Continued on Page 4. employed in field work prior to the, 15th of April.

Subsidy

WASHINGTON, D. C., Mar. 24.luvestigation of the charge that im-proper influences have been brought to bear to secure the passage of ship subsidy legislation is the next thing on the boards in the way of in-quiries. The Judiciary Committee of the House has reached a decision on the matter and will report to the House tomorrow recommending that the inquiry be instituted.

(Special Bulletin Cable.)
WASHINGTON, D. C., Mar. 24.—
The Democratic caucus will probably select the following members for the new Bules Committee: Champ Clark of Missouri, Underwood of Alabama, Fitzgerald of New York, and Dixon of Indiana.

Railroad Bill Reported

(Special Bulletin Cable.)
WASHINGTON, D. C., Mar. 24.—
The nairoad administration bill, in day reported in the House.

All Cairo Gay

CAIRO, Egypt, Mar. 24.-Colone Roosevelt was given a great ovation here today by the people of all classes. Aside from the street demonstrations, the principal incident of the day was his call on the Khedive.

Symmes Named

SAN FRANCISCO, Mar. 24.— Frank J. Symmes was today ap-Frank J. Symmes was today apprairie.

pointed to the position of receiver 19 Haw. 123, 131, 132.

for the defunct California Safe Deposit and Trust Company, in place tion, and Cleghorn, Collector General of Mr. LeBreton, who died recently.

(1889), it was held that attorneys commissions were not re-

EWA'S ADVANTAGES

certain canvassers in Kaksako dis- Committee Visits The which in fact is not personal, but in Plantation With Babbitt -

Down at Ewa plantation houses for Pray Judgment, not asking costs.

Attachment On Nippu Jiji

Higher Wage Association Organ Must Pay Up Obligations

of the agitators during the higher wage the claim,

Because of a claim amounting to strike of last year is now in severe the sum of \$3360.24 an attachment was financial straits and it is believed that levied this morning on the Nippu Jiji today's attachment proceeding are simply the first of many that will be instituted. The editor of the Jiji, Soga claimants, the Hawalian News Comis now serving his sentence of ten months' imprisonment with his three Conferes, Makino, Tasaka and Negoro

SUPREME COURT

TERRITORY OF HAWAIL OCTOBER TERM, 1909.

SMITH, TRUSTEES, V. THE TERRITORY OF HAWAII.

Attorney's commissions and fees are not recoverable against the Territory (following Bowler v. Board of Immigration, and Cleghorn, Collector General of Customs, v. Luce, 7 Haw.

udgment—nune pro, tunc.

tered at the date of its rendition, and not "as of" the date of a former judgment which was reversed on appeal to the United States supreme court. OPINION OF THE COURT BY

HARTWELL, C. J.
The plaintiffs claim \$382.50 as atjudgment in their favor for \$15,-600 ordered by the United States supreme court reversing the judgment of this court in an action against the Territory to recover that sum for breach of an agreement nade with the American Board of Foreign Missions by the government of the Hawaiian Monarchy in 1849 that in carrying on the Labainaluna school it would not "teach or allow to be taught any religious tenet or doctrine contrary to those theretofore inculcated by the mission and expressed in the Confession of Faith," set forth in the opinion in

coverable against the government.

the court saying (p. 716):
"We think it a sound principle
that where the Government co nomine is sued or brings a suit, or where a department or bureau or of firer of the Government has breight suit or is sued concerning to ter volves a claim of the Government as plaintiff, or a liability of the Government as delendant, the plain tiff recovering should not have judg

claimants, the Hawalian News Company.

The amount for which the attachment was levied is due on a note advanced by the Nippu Jiji Company to cover a portion of its obligations for material furnished by the Hawalian News Company to the Nippu Jiji Company.

The Nippu Jiji, which was the organ of the artistors during the higher wage the claim. ber 8, 1908," the date of the judgment for the defendant which has been reversed, their object being to

obtain interest on the judgment from

that date, the statute declaring (Sec. IN THE SUPREME COURT OF THE 2007 R. L.) that "no interest shall be allowed on any claim up to the time of the rendition of judgment the eon by the court unless upon a PREDERICK J. LOWREY, GEORGE contract expressly stipulating for the They claimthat since the United States supreme court has held that this court was in error they have been wronged Argued March 21, 22, 1910.

Decided March 23, 1910.
HARTWELL, C. J., PERRY AND DE ble that the judgment in their favor be antedated. The Territory opposes this claim and submits that the statute does not allow interest

after judgment unless stipulated for

It is unnecessary to pass upon this matter, but only to decide whether the judgment shall be enfered upon the day of its rendition or be made retrospective in effect. It is true that, overruling this court. the United States supreme court held that the Hawailan government engaged to teach "the definite religious doctrine expressed in the confession of faith." and that it was not enough "that religion should be taught, and that as taught it should For Roosevelt torneys' commissions as in actions of tioned," or that "from 1877 until the assumpsit, and \$31 for other attorpresent date the course of religious instruction has been substantially the same," and that if there had been any breach of the agreement as early as 1877, acquiesced in by the par-ties, this would not amount to a waiver of the plaintiffs' claim.

The statute, however, is impera-tive in prohibiting interest prior to the time of the rendition of judgment. Nor does the case come within the class in which delay of the court in coming to its conclusion or the death of a party after the trial and submission of a cause requires that the judgment be given effect, if at all, as far back as the day of submission. See 1 Freeman on Judgments (3 Ed.), Secs. 57, 68. The judgment must be dated on

the day of its rendition, and is to be entered on the same day. D. L. Withington and C. H. Olson

for plaintiffs. E. W. Sutton, Deputy Attorney-

H. M. ALEXANDER DIES AT HAIKU

Through the death yesterday at Haiku, Maui, of Henry Martin Alex-ander, Maui has lost a citizen who was favorably known throughout the

Two sets of authorized agents are now in the field: Those employed by the Social Survey, who are Messrs, J. F. Durao, David P. Hanale, En Oi Farm, David Bray, Y. Mikami and Miss Edna M. Helsher.

Four agents are gathering statistics of manufacturers.

Mr. Babbitt of the planters' labor bureau went down the railroad this morning accompanied by a committee and commissions on the amount sued for."

The practice undoubtedly has since conformed to this ruling and common for reversing it. The plaintiff on losing be taxed with attorney's fees and commissions on the amount sued for."

The practice undoubtedly has win, Mrs. James Alexander, Miss Mary J. Alexander, Miss Mary J. Alexander and the latels. T. Alexander.

This committee presumably will report to the people now in quarantine who are expected to be a commission on the amount sued for."

The practice undoubtedly has since conformed to this ruling and common for reversing it. The plaintiff on losing be taxed with attorney's fees and commissions on the amount sued for."

The practice undoubtedly has win Mrs. C. H. Drekey, Mrs. H. P. Baldwin, Mrs. James Alexander, Miss Mary J. Alexander and the latels. T. Alexander has been engaged in the plaintiff on losing be taxed with attorney's fees and commissions on the amount sued for."

The practice undoubtedly has we see no reason for reconsidering to reversing it. The plaintiff on losing be taxed with attorney's fees tack of heart foilure and the function.

Mrs. C. H. Drekey, Mrs. H. P. Baldwin, Mrs. James Alexander, Miss Mary J. Alexander and the latels. T. Alexander has been engaged in the plaintiff on losing be taxed with attorney's fees and commissions on the amount sued for."

The practice undoubtedly has since conformed to this ruling and commissions on the amount sued for."

The practice undoubtedly has since conformed to this ruling and commissions on the amount sued for."

The practice undoubtedly has been encommended by a breat device of the following the following the following the following the following the

the their petition, which is not entried in assumpsit, is for "fifteen thousand dellars" for which they pay judgment, not asking costs.

The plaintiffs also ask that their The vessel is expected to arrive from judgment be "entered as of Septem- San Francisco on Monday morning.